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17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA  
19 SAN FRANCISCO DIVISION  
20

21 UNITED STATES OF AMERICA, )  
22 Plaintiff, )  
23 v. )  
24 JOHN JOSEPH COTA, and )  
25 FLEET MANEGMENT LIMITED, )  
26 Defendants )  
27 )  
28 )

CR 08-0160 SI  
Case No: 07 90552 MISC VRW (JCS)  
STIPULATION AND ~~Proposed~~ ORDER  
RE: RULE 15 DEPOSITIONS

1 The parties hereby stipulate to the following schedule regarding the Rule 15  
2 depositions:

3 1. As soon as practicable but no later than October 20, 2008, the parties meet and  
4 confer on a final transcript of any portion of the VDR to be used during the depositions.

5 2. By October 17, 2008, the Government will provide to the defense a copy of an  
6 exhibit list and the exhibits it plans to use at the depositions.

7 3. By October 23, 2008, the defense will provide to the government a copy of an  
8 exhibit list and the exhibits it plans to use at the depositions.

9 4. The proposed order of witnesses is the following: Bosun, Helmsman, Third  
10 Officer, Chief Officer, Second Officer and Master. The deposition of the Bosun and  
11 Helmsman will start on October 27, 2008 and will run consecutively with a day break  
12 between witnesses. The deposition of the Third Officer, Chief Officer, and Second  
13 Officer will begin on November 17, 2008, and run consecutively with a day break  
14 between witnesses. The deposition of the Master will begin on December 2, 2008, or  
15 after the depositions of the other witnesses is complete, whichever is later. There will be  
16 no depositions on November 26, 27 and 28, 2008. The government reserves the right to  
17 change the order of the Third Officer, Chief Officer and Second Officer, with at least 48

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1 hours notice to the parties.

2 Respectfully submitted

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4 JOSEPH P. RUSSONIELLO  
5 United States Attorney  
6 BRIAN J. STRETCH  
7 Chief, Criminal Division

8 By                     /s/                      
9 MARC C. GREENBEG  
10 Attorney for Fleet Management Limited

11 By:                     /s/                      
12 JONATHAN SCHMIDT  
13 Assistant United States Attorney

14 By                     /s/                      
15 JEFFERY L. BORNSTEIN  
16 Attorney for John Joseph Cota

17 IT IS SO ORDERED.

18 Dated: October 8, 2008

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20 JOSEPH C. SPERO  
21 United States Magistrate Judge